

REMARKS

Claims 1-13 are pending in the application. Of these, claims 1-6 and 8-13 are allowed. Only claim 7 is rejected, and that rejection is under Section 112, paragraph 2.

Specification

The Examiner raises a new objection to the specification, particularly the Abstract, because it exceeds 150 words. Applicant has amended the Abstract to comply with the rules.

Claim Rejections - 35 U.S.C. § 112

Claim 7 is rejected under 35 U.S.C. § 112, second paragraph because a phrase "the predetermined commercially available music CD" has no antecedent basis. This rejection is traversed.

Applicant submits that the language in the claim is clear and the cited phrase has an unambiguous meaning. The Examiner's comment reflects a personal preference for language and does not rise to the level of a basis for rejection. Nonetheless, in order to advance the prosecution in this case and without a concession as to the impropriety of the rejection, Applicant will amend the claim to comply with the Examiner's preference and change the word "CD" to "information storage medium". This change reflects a previously introduced phrase in the claim and is not being made for purposes of patentability.

Allowable Subject Matter

Applicant will gratefully acknowledge the Examiner's indication of allowability for claims 1-6 and 8-13. Applicant assumes that on the basis of the amendment to claim 7, all of the claims will be found allowable.

Information Disclosure Statement

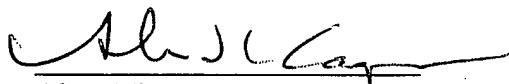
The Examiner has returned the IDS listing on USPTO form 1449 that the Applicant submitted on February 1, 2002 and has drawn a line through the reference to indicate it has not been considered. Accordingly, Applicant is submitting with this amendment the more detailed concise statement of relevance for the Taiwanese reference that has recently been provided by the Applicant. Full consideration is respectfully requested.

In view of the above, reconsideration and allowance of this application are now believed to be in order, and such actions are hereby solicited. If any points remain in issue which the

Examiner feels may be best resolved through a personal or telephone interview, the Examiner is kindly requested to contact the undersigned at the telephone number listed below.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,



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APPENDIX
VERSION WITH MARKINGS TO SHOW CHANGES MADE

IN THE CLAIMS:

The claims are amended as follows:

7. (Amended) A game device of which controller is operated by a player in accordance with game music, comprising:

commercially available music reproducing means for reading recorded content from a commercially available music information storage medium which records at least music data, to reproduce music as game music based on the recorded content read;

commercially available music information storage medium judgement means for judging whether or not the commercially available music information storage medium, recording content of which is read by the commercially available music reproducing means, is a predetermined commercially available music information storage medium;

operation timing data storage means for storing operating timing data indicative of timings at which the player should operate the controller in accordance with the game music reproduced based on the recorded content read from the predetermined commercially available music information storage medium; and

music game execution means for causing the commercially available music reproducing means to reproduce music as game music based on the recorded content read from the commercially available music information storage medium, in response to a judgement such that the commercially available music information medium, of which recorded content is read by the commercially available music reproducing means, is ~~a~~ the predetermined commercially available music ~~CD~~ information storage medium, and for guiding timings at which the player should operate the controller in accordance with the game music reproduced, based on the operation timing data.

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